

AN ORDINANCE

101041

ACCEPTING A PROPOSAL AND AUTHORIZING THE EXECUTION OF A STAND-BY PROFESSIONAL SERVICES AGREEMENT FOR ENVIRONMENTAL REMEDIATION AND ENVIRONMENTAL CONSTRUCTION WITH PRUDENT TECHNOLOGIES, INC., D/B/A PRUDENT ENVIRONMENTAL SERVICES, INC., IN AN AMOUNT NOT TO EXCEED \$500,000.00 PER YEAR, FOR A ONE (1) YEAR TERM, WITH OPTIONS FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS; AND PROVIDING FOR PAYMENT.

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WHEREAS, this Ordinance accepts a proposal and authorizes execution of a Stand-by Professional Services Agreement for Environmental Remediation and Environmental Construction activity as necessary to the City's continued regulatory compliance, in the management of contaminated media and regulated waste, which award's exemption from statutory competitive bidding is allowed by the Texas Local Government Code, Section 252.022(a)(2) for purposes of health and safety; **NOW THEREFORE;**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The Proposal from Prudent Technologies, dba Prudent Environmental Services, Inc., is hereby accepted and the City Manager, Interim City Manager, or his / her designee is authorized to execute an Integration Agreement, compiling all necessary contract documents, which Integration Agreement is appended and fully incorporated into this Ordinance verbatim for all purposes as Attachment A.

SECTION 2. The aforesaid contract is approved for funding in an amount not to exceed \$500,000.00 during the first annual performance term. Funding for subsequent years, in case of optional renewal of performance term(s), shall not exceed \$500,000.00 per annum.

SECTION 3. The instant agreement shall authorize an initial single annual periodic term to commence on June 26, 2005, and to end on June 25th, 2006. Upon expiration of the initial term, the Director of Environmental Services (Director) is hereby authorized to execute up to two (2) optional one (1) year terms at his / her discretion. Thereafter, optional renewal of annual performance terms, if any such options are exercised by the City, shall commence on June 26th and end on June 25th, respectively. In the event the Director executes one or more optional terms, and should amendments or material modifications be made to the existing provisions, the option exercise shall require City Council approval; otherwise, the agreement may be renewed at the Director's discretion

without additional City Council action, provided the renewal term(s) are effected without material change to provisions and the City Manager does not direct that such renewal(s) be presented to the City Council for approval. Material changes to provisions require City Council approval regardless of when amendments may be effected.

SECTION 4. The following financial adjustments are authorized as follows:

(a) The amount of \$500,000.00 is appropriated in Fund 40002000, Streets Improvements, and is authorized to be encumbered and made payable to Prudent Technologies, Inc. when a purchase order is issued. The Director of Finance is authorized to make the transfers necessary for the \$500,000.00 when specific projects are identified and assigned by the City Manager. Amounts will be transferred from available funding sources identified within the scope and source as the projects are identified and assigned by the City Manager.

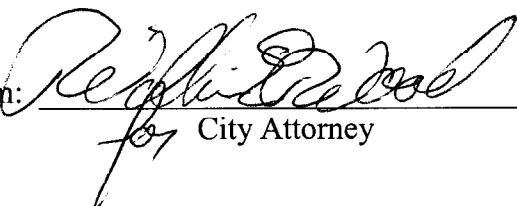
(b) The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, the Interim City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance shall be effective on June 26, 2005.

PASSED and APPROVED this 16th day of June, 2005.

Attest: 
City Clerk


M A Y O R
EDWARD D. GARZA

Approved as to form: 
for City Attorney

Agenda Voting Results

Name: 7.

Date: 06/16/05

Time: 03:47:12 PM

Vote Type: Multiple selection

Description: An Ordinance accepting a proposal and authorizing the execution of a stand-by professional services agreement for environmental remediation and environmental construction with Prudent Technologies, Inc., d/b/a Prudent Environmental Services, Inc., in an amount not to exceed \$500,000.00 per year, for a one (1) year term, with options for two (2) additional one (1) year periods; and providing for payment. [Presented by Daniel Cardenas, Director of Environmental Services; Melissa Byrne Vossmer, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. McNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8	Not present			
KEVIN WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR	Not present			